

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of

Implementation of Section 9
of the Communications Act

Assessment and Collection
of Regulatory Fees for the
1994 Fiscal Year

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MD Docket No. 94-19

To: The Managing Director

REQUEST FOR REDUCTION OF FY 1994 REGULATORY FEES

Wichita License Subsidiary Corp. ("Wichita License"), a wholly owned subsidiary of Lee Enterprises, Incorporated ("Lee"), by its attorneys and pursuant to Sections 1.1160 and 1.1166 of the Commission's Rules, hereby requests a reduction in the regulatory fees assessed against and paid by Wichita License for FY 1994, and a corresponding refund of the amount overpaid by Wichita License in accordance with the fee schedule as it existed at the time such payment was made. Wherefore, the following is shown:

1. Wichita License is the licensee of television station KSNW(TV), Wichita, Kansas, and satellite television stations KSNC(TV), Great Bend, KS; KSNG(TV), Garden City, KS; and KSNK(TV), McCook, NE. In response to the Commission's implementation of Section 9 of the Communications Act,¹ Wichita License paid an aggregate of \$32,000.00 in FY 1994 regulatory fees for its full service and satellite stations (\$8,000 per station).

¹ Implementation of Section 9 of the Communications Act, MM Docket No. 94-19, 9 FCC Rcd 5333 (1994) ("1994 Reg Fee Order").

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List A B C D E

2. In establishing the Schedule of Fees for FY 1994, Congress did not distinguish between the fees assessed against fully operational television stations and television satellite stations. 47 U.S.C. § 159. However, in Implementation of Section 9 of the Communications Act, FCC 95-257 ¶¶ 18-20, released June 22, 1995, the Commission concluded that the assessment of regulatory fees would be particularly inequitable to licensees of full service stations which were also operating satellite stations serving rural and sparsely populated areas. The Commission therefore, determined that for FY 1994, licensees with satellite stations would be assessed a single regulatory fee comparable to the fee assessed stations serving markets with the same number of television households. FCC 95-257 at ¶ 20.

3. It appears that Wichita License was not aware of this change in policy at the time it occurred. The Managing Director's Office has, however, informed the undersigned counsel that a request for reduction in FY 1994 regulatory fees will still be considered.

4. A review of the Television and Cable Fact Book, Vol. 62, A-502, A-505, A-515, and A-737 (attached) reveals that the combined service areas for television station KSNW(TV) and satellite television stations KSNC(TV), KSNG(TV), and KSNK(TV) encompasses 559,200 televisions households. The total number of television households served is the equivalent of a station serving a market in the 26 through 50 market category. Thus, Wichita License should be assessed a single fee comparable to that of a VHF station in the 26 through 50 markets, or \$12,000.00

5. As stated in above, Wichita License made an aggregate FY 1994 payment of \$32,000.00 for main station KSNW(TV) and its three satellite stations. Thus, it is entitled to a refund of \$20,000.00. We respectfully request that the Commission process this refund at the earliest practicable time.

Respectfully submitted,

WICHITA LICENSE SUBSIDIARY CORP.

By: 

Kathleen A. Kirby

WILEY, REIN & FIELDING

1776 K Street, NW

Washington, D.C. 20006

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Its Attorneys

June 19, 2000

Kansas—Wichita

KSNW

Ch. 3

(Operates KSN Inc., satellites KSNK, Great Bend, KS; KSNL, Garden City, KS & KSNK, McCook, NE-Oberlin, KS).

Network Service: NBC.

Licensee: Wichita License Subsidiary Corp., 833 N. Main, Wichita, KS 67203.

Studio: 833 N. Main St., Wichita, KS 67203.

Telephone: 316-265-3333. TWX: 910-741-6976. Fax: 316-292-1197.

Technical Facilities: Channel No. 3 (60-66 MHz). Authorized power: 100-kw visual, 20-kw aural. Antenna: 1365-ft. above av. terrain, 1071-ft. above ground, 2449-ft. above sea level.

Latitude 37° 46' 37"
Longitude 97° 31' 01"

Transmitter: Colwich, KS.

Multichannel TV Sound: Stereo only.

Satellite Earth Stations: Harris, 6-meter; Scientific-Atlanta, 4.6-meter; RCA Americom, 3.6-meter; Superior, 3.6-meter Ku-band; Harris, 3-meter; Harris, Microdyne, Scientific-Atlanta, Standard Communications receivers.

SNG Mobile Dish: DX Communications.

News Services: AP, CNN, Conus, KSN, NBC.

Ownership: SJL Broadcast Management Corp. (Group Owner).

Began Operation: September 1, 1955. Sale to The Standard Corp. approved by FCC Dec. 30, 1980 (Television Digest, Vol. 19:35, 48). Sale to SJL of Kansas Corp. approved by FCC Aug. 8, 1988 (Vol. 28:15, 20).

Represented (sales): Katz Continental Television.

Represented (legal): Latham & Watkins.

Represented (engineering): A. D. Ring, P.C.

Personnel:

Allan Buch, Vice President & General Manager.

Gary Gore, General Sales Manager.

Joan Smith, Program Coordinator.

Robert Yuna, News Director.

Bob Locke, Chief Engineer.

Jim Tellus, Promotion Director.

Georgianna Kurtz, Business Manager.

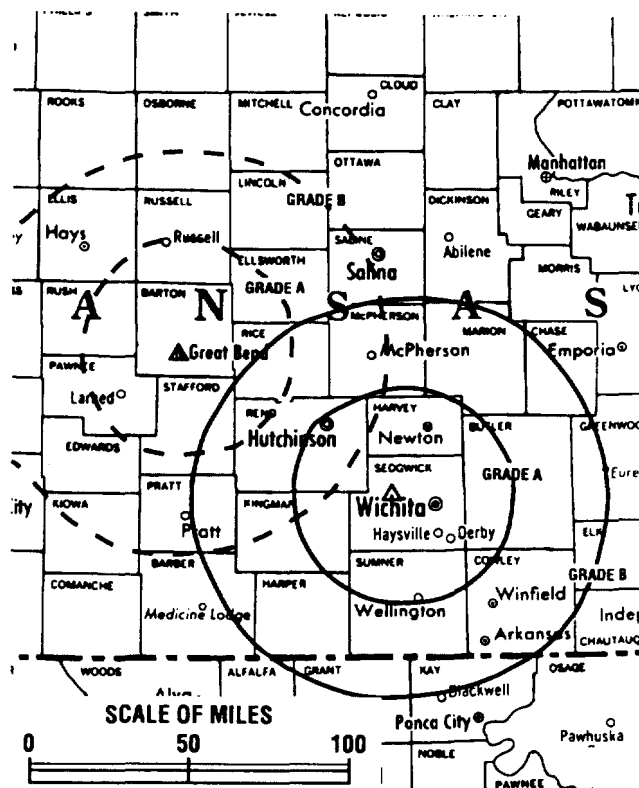
Highest 30 Sec. Rate: \$3500.

NETWORK BASE HOURLY RATE: \$4000.

City of License: Wichita. ADI: Wichita-Hutchinson. Rank: 62.

Total Households: ©MSI Consumer Market Data as of 1/1/93. TV Homes, TV% and Circulation ©1993 Arbitron. County coverage based on Arbitron study.

Net Weekly Circulation	State County	Total Households	TV Households	%
50% & Over	KANSAS			
	Barber	2,200	2,200	100
	Butler	19,200	19,000	99
	Cowley	14,100	13,900	99
	Edwards	1,600	1,600	100
	Ellsworth	2,500	2,500	100
	Greenwood	3,100	3,000	97
	Harper	2,900	2,900	100
	Harvey	11,600	11,400	98
	Kingman	3,100	3,100	100



KSNW BPCT-961 Granted 6/8/55

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Net Weekly Circulation	State County	Total Households	TV Households	%
50% & Over	Mc Pherson	10,200	10,000	98
	Marion	4,900	4,800	98
	Reno	24,000	23,800	99
	Saline	20,100	19,900	99
	Sedgwick	161,200	159,900	99
	Sumner	9,800	9,700	99
Between 25-49%	KANSAS			
	Chase	1,200	1,200	100
	Dickinson	7,600	7,500	99
	Elk	1,400	1,400	100
	Kiowa	1,400	1,400	100
	Pawnee	2,900	2,900	100
	Pratt	3,900	3,900	100
	Rice	4,000	4,000	100
	Stafford	2,200	2,200	100
	OKLAHOMA			
Between 5-24%	Woods	3,700	3,700	100
	KANSAS			
	Geary	10,600	10,500	99
	Jewell	1,700	1,600	97
	Lyon	13,100	12,900	98
	Morris	2,600	2,500	96
	Riley	21,300	20,900	98
	Woodson	1,700	1,700	100
	OKLAHOMA			
	Alfalfa	2,300	2,300	100
Station Totals	Kay	18,900	18,700	99
	Net Weekly Circulation (1993)	391,000	387,000	99
	Average Daily Circulation (1993)		262,500	
			143,200	

Kansas—Garden City

KSNB

Ch. 11

(Satellite of KSNW, Wichita, KS)

Network Service: NBC.

Licensee: Wichita License Subsidiary Corp., 833 N. Main St., Wichita, KS 67203.

Studio: 204 Fulton, Garden City, KS 67846.

Telephone: 316-276-2311. **Fax:** 316-275-0576.

Technical Facilities: Channel No. 11 (198-204 MHz). Authorized power: 200-kw visual, 24.5-kw aural. Antenna: 800-ft. above av. terrain, 834-ft. above ground, 3711-ft. above sea level.

Latitude 37° 46' 40"
Longitude 100° 52' 08"

Transmitter: U.S. Hwy. 83, 12.6-mi. S of Garden City.

Satellite Earth Station: RCA Americom, 3.6-meter Ku-band; M/A-Com receivers.

News Services: AP, CNN, Conus, KSN.

Ownership: SJL Broadcast Management Corp. (Group Owner).

Began Operation: November 5, 1958. For sale to present owners, see KSNW, Wichita, KS.

Represented (sales): Katz Television.

Represented (legal): Latham & Watkins.

Personnel:

Sharolyn Mayfield, Station Manager.

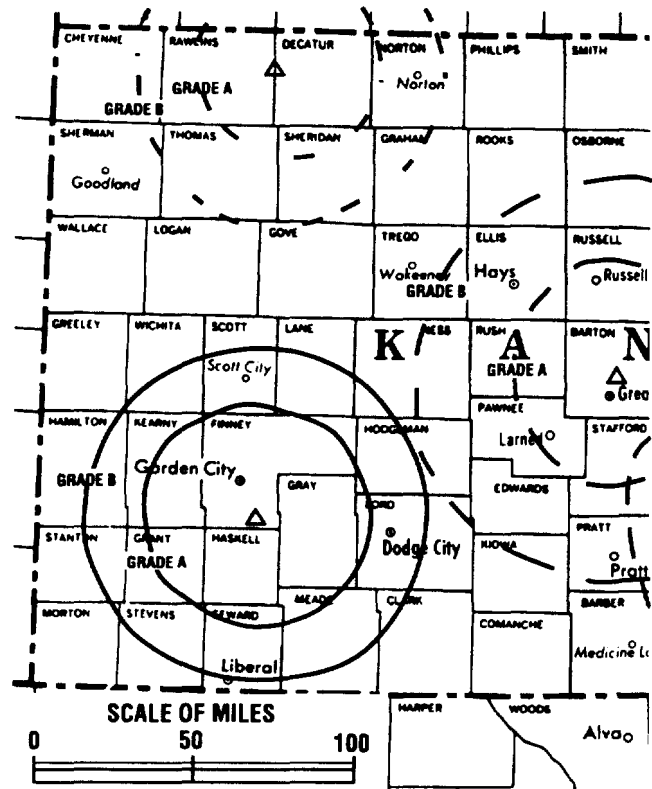
Jim Bowers, Chief Engineer.

Rates: Offered as a bonus with KSNW, Wichita and its other satellites KSNB, Great Bend, KS and KSNK, McCook, NE.

City of License: Garden City. **ADI:** Wichita-Hutchinson. **Rank:** 62.

Total Households: ©MSI Consumer Market Data as of 1/1/93. TV Homes, TV% and Circulation ©1993 Arbitron. County coverage based on Arbitron study.

Net Weekly Circulation	State County	Total Households	TV Households	%
50% & Over	KANSAS			
	Clark	1,000	1,000	100
	Finney	11,200	11,100	99
	Ford	9,900	9,800	99
	Grant	2,400	2,400	100
	Gray	2,000	2,000	100
	Greeley	700	700	100
	Hamilton	1,000	1,000	100
	Haskell	1,400	1,400	100
	Hodgeman	800	800	100
	Kearny	1,400	1,400	100



KSNB BPCT-3371 Granted 8/20/64 © American Map Corp., No. 14244

Net Weekly Circulation	State County	Total Households	TV Households	%
50% & Over	Lane	1,000	1,000	100
	Meade	1,600	1,600	100
	Morton	1,300	1,300	100
	Scott	2,000	2,000	100
	Seward	6,600	6,500	98
	Stanton	800	800	100
	Stevens	1,900	1,900	100
	Wichita	1,000	1,000	100
Between 25-49%	KANSAS			
	Comanche	900	900	100
	Ness	1,700	1,700	100
Between 5-24%	OKLAHOMA			
	Beaver	2,300	2,300	100
Between 5-24%	KANSAS			
	Edwards	1,600	1,600	100
	Kiowa	1,400	1,400	100
Station Totals		55,900	55,600	99
Net Weekly Circulation (1993)				42,200
Average Daily Circulation (1993)				25,200

Kansas—Great Bend

KSNV

Ch. 2

(Satellite of KSNW, Wichita, KS)

Network Service: NBC.

Licensee: Wichita License Subsidiary Corp., 905 N. Main, Wichita, KS 67203.

Studio: See KSNW, Wichita.

Telephone: 316-793-7868.

Technical Facilities: Channel No. 2 (54-60 MHz). Authorized power: 100-kw visual, 17.8-kw aural. Antenna: 970-ft. above av. terrain, 1006-ft. above ground, 2875-ft. above sea level.

Latitude 38° 25' 54"
Longitude 98° 46' 24"

Transmitter: U.S. Hwy. 281, 4-mi. N of city limits.

Satellite Earth Station: RCA Americom, 3.6-meter Ku-band.

News Services: AP, CNN, Conus, KSN.

Ownership: SJL Broadcast Management Corp. (Group Owner).

Began Operation: November 28, 1954. Sale (with satellites KSNG, Garden City, KS and KSNK, McCook, NE) by Central Kansas Television Co. Inc. approved by FCC June 13, 1962 (Television Digest, Vol. 2:25). For sale to present owners, see KSNW, Wichita, KS.

Represented (sales): Katz Television.

Represented (legal): Latham & Watkins.

Represented (engineering): A. D. Ring, P.C.

Personnel:

Mark Nichols, Station Manager.

James Bowers, Chief Engineer.

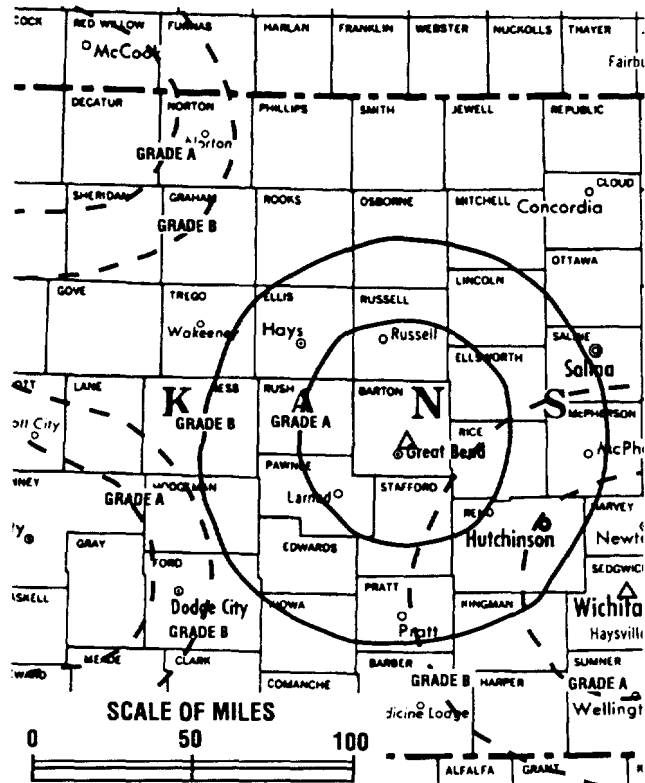
Tim McQuade, News Director.

Rates: On request.

City of License: Great Bend. ADI: Wichita-Hutchinson. Rank: 62.

Total Households: ©MSI Consumer Market Data as of 1/1/93. TV Homes, TV% and Circulation ©1993 Arbitron. County coverage based on Arbitron study.

Net Weekly Circulation	State County	Total Households	TV Households	%
50% & Over	KANSAS	11,100	11,000	99
	Barton	1,600	1,600	100
	Edwards	10,000	9,900	99
	Ellis	2,500	2,500	100
	Ellsworth	1,400	1,400	100
	Kiowa	1,500	1,500	100
	Lincoln	2,800	2,700	96
	Mitchell	1,700	1,700	100
	Ness	2,000	2,000	100
	Osborne	2,900	2,900	100
	Pawnee			



KSNV BPCT-1838 Granted 3/3/54 © American Map Corp., No. 14244

Net Weekly Circulation	State County	Total Households	TV Households	%
50% & Over	Rice	4,000	4,000	100
	Rush	1,600	1,600	100
	Russell	3,200	3,200	98
	Stafford	2,200	2,200	100
	Trego	1,500	1,500	100
Between 25-49%	KANSAS	900	900	100
	Comanche	2,300	2,200	96
Between 5-24%	KANSAS	2,200	2,200	100
	Ford	9,900	9,800	99
	Gove	1,300	1,300	100
	Hodgeman	800	800	100
	Jewell	1,700	1,600	97
	Pratt	3,900	3,900	100
	Rooks	2,400	2,400	100
	Smith	2,100	2,100	100
Station Totals		77,500	76,900	99
Net Weekly Circulation (1993)			39,600	
Average Daily Circulation (1993)			24,300	

Nebraska—McCook—Oberlin, Kansas

KSNK

Ch. 8

(Satellite of KSNW, Wichita, KS)

Network Service: NBC.

Licensee: Wichita License Subsidiary Corp., 905 N. Main, Wichita, KS 67203.

Studio: U.S. Hwy. 36 W, 9-mi. W, of Oberlin, KS.

Telephone: 913-475-2248. Fax: 913-475-3944.

Technical Facilities: Channel No. 8 (180-186 MHz). Authorized power: 297.2-kw visual, 29.5-kw aural. Antenna: 710-ft. above av. terrain, 677-ft. above ground, 3537-ft. above sea level.

Latitude 39° 49' 48"
Longitude 100° 42' 04"

Transmitter: U.S. Hwy. 36 W, 9-mi. W of Oberlin, KS.

Satellite Earth Station: M/A-Com, 4-meter; M/A-Com receivers.

News Services: AP, CNN, Conus, KSN.

Ownership: SJL Broadcast Management Corp. (Group Owner).

Began Operation: October 16, 1959. Sale to present owner by The Standard Corp. approved by FCC August 5, 1988.

Represented (sales): Katz Television.

Represented (legal): Latham & Watkins.

Represented (engineering): A. D. Ring, P.C.

Personnel:

Dwayne Dettler, Station Manager.

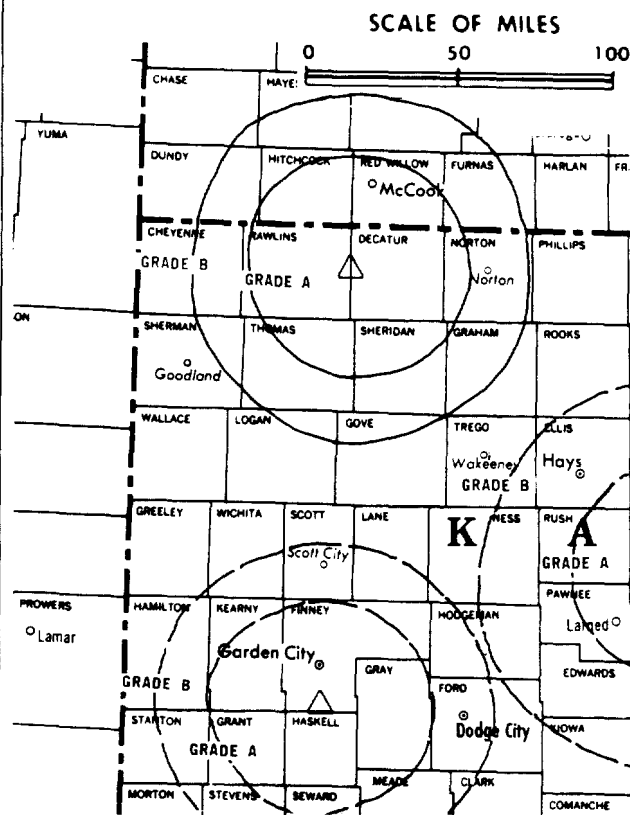
Jim Bowers, Chief Engineer.

Rates: Offered as a bonus with KSNW, Wichita, KS & satellites (Kansas State Network) KSNG, Garden City & KNCS, Great Bend, KS.

City of License: McCook. ADI: Wichita-Hutchinson. Rank: 62.

Total Households: ©MSI Consumer Market Data as of 1/1/93. TV Homes, TV% and Circulation ©1993 Arbitron. County coverage based on Arbitron study.

Net Weekly Circulation	State County	Total Households	TV Households	%
50% & Over	KANSAS			
	Cheyenne	1,400	1,400	100
	Decatur	1,600	1,600	100
	Gove	1,300	1,300	100
	Graham	1,400	1,400	100
	Logan	1,200	1,200	100
	Norton	2,200	2,200	100
	Phillips	2,700	2,600	96
	Rawlins	1,400	1,400	100
	Sheridan	1,200	1,200	100
	Sherman	2,700	2,700	100
	Thomas	3,100	3,000	97
	NEBRASKA			
	Dundy	1,100	1,100	100
	Furnas	2,300	2,300	100
	Hayes	500	500	100
	Hitchcock	1,500	1,500	100



KSNK BPCT-820707KF Granted 8-20-82

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Net Weekly Circulation	State County	Total Households	TV Households	%
50% & Over	Red Willow	4,700	4,600	98
	KANSAS			
	Rooks	2,400	2,400	100
	NEBRASKA			
	Chase	1,700	1,700	100
Between 25-49%	Frontier	1,200	1,200	100
	Gosper	800	800	100
	KANSAS			
	Wallace	700	700	100
	NEBRASKA			
Between 5-24%	Harlan	1,600	1,600	100
	Perkins	1,300	1,300	100
	Station Totals	40,000	39,700	99
Net Weekly Circulation (1993)			25,900	
Average Daily Circulation (1993)			14,400	

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